

APR 04 2005

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WEST BETHESDA, MARYLAND 20817-5700



VOICE: (301) 227-3566 (General Law)
(301) 227-1834 (Intellectual Property Law)
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Date: Monday, April 04, 2005
From: Dorothy J. Vranish
To: Examiner Jesus D. Sotelo, Group Art Unit 3617
Tele: 703-308-2563 Fax No. 703 872-9306

Total Number of Pages Sent (Including This Page): 6

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. (703) 872-9306) on Monday, April 04, 2005.

DOROTHY J. VRANISH

Remarks:

In re application of	:	
David A. Newborn, et al.	:	CONFIRMATION NO. 3472
Attorney Docket No.: 84,512	:	
Serial No. 10/617,445	:	Art Unit: 3617
Filed: July 10, 2003	:	
For: Hydroplaning Unmanned	:	Examiner: Jesus d. Sotelo
Surface Vehicle	:	

Faxed herewith please find Reply to Notice of Abandonment, Copy of Postcard Receipt, Copy of Request for Statutory Invention Registration, Copy of Monthly Deposit Account Statement showing charge for SIR.

APR 04 2005

Navy Case No. 84,512

Reply to Notice of Abandonment dated March 23, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 10/617,445 CONFIRMATION NO. 3472
Applicants: : David A. Newborn, et al.
Filed: : July 10, 2003
TC/A.U. : 3617
Examiner : Jesus D. Sotelo

Docket No. : 84,512
Customer No. : 000038092

REPLY TO NOTICE OF ABANDONMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This will acknowledge a Notice of Abandonment dated March 3, 2005 which states that abandonment is based on an allegedly improper reply to the Final Office action by the timely filed Rule 116 Amendment, because it does not place the application in condition for allowance.

The Notice did not however acknowledge that a Request For Statutory Invention Registration (RF SIR) was timely filed on Oct. 8, 2004 together with authorization to charge to our Deposit Account the \$1090.00 filing fee. A copy of the RF SIR papers with the PTO receipt date stamp postcard thereon is submitted herewith. Also a copy of the PTO Deposit Account Statement showing that on Oct. 15, 2004 the fee was charged.

In view of the foregoing, a favorable reconsideration of the SIR Request is therefore courteously solicited.

Respectfully requested,


JACOB SHUSTER, Reg. No. 19,660
Attorney for Applicants

Tele: (301) 227-1835
OFFICE OF COUNSEL CODE 004
NAVAL SURFACE WARFARE CENTER
CARDEROCK DIVISION HEADQUARTERS
DAVID TAYLOR MODEL BASIN
9500 MACARTHUR BOULEVARD
WEST BETHESDA, MD 20817-5700

CASE NO. 84,512

SERIAL NO. 10/617,445

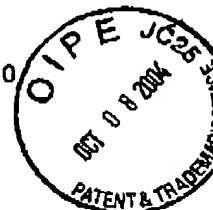
APPLICANT

David A. Newborn, et al.

Receipt of the following application papers is evidenced hereon by official stamp of the
U. S. Patent and Trademark Office:

Request for Statutory Invention Registration

Fee authorization by deposit account for \$1090.00



NAVQNR 5870/51 (Rev. 8-94)

PTO/SB/04 (09-04)

Approved for use through 04/30/2008, OMB 0851-0036

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Request for Statutory Invention RegistrationApplication Number 10/617,445, or ☐ attached heretoFiled: July 10, 2003Applicant(s): David A. Newborn, Richard K. Knutson, Stephen P. EbnerTitle: HYDROPLANING UNMANNED SURFACE VEHICLE

A. In the above identified patent application, I hereby:

1. Request and authorize the Director of Patent and Trademark Office to publish the above identified regularly filed patent application as a Statutory Invention Registration. (35 U.S.C. 157)
2. Waive the right to receive a United States patent on the same invention claimed in the above identified patent application. These rights, which are waived, include those specified in 35 U.S.C. 183 and 271 through 289 as well as all attributes specified for patents in any other provisions of law other than title 35, United States Code. The waiver includes, but is not limited to, the remedies under 19 U.S.C. 1337 and 1337a, 22 U.S.C. 2356 and 28 U.S.C. 1498. (35 U.S.C. 157(c))
3. Understand that the above waiver will be effective pursuant to 37 CFR 1.293 upon publication of the Statutory Invention Registration to waive the inventor's right to receive a United States patent on the invention claimed in the Statutory Invention Registration. (37 CFR 1.293(b)(1))
4. State that, in my opinion, the disclosure and claims of the above identified patent application meet the requirements of 35 U.S.C. 112. (37 CFR 1.293(b)(3))
5. State that, in my opinion, the above identified patent application complies with the requirements for printing as set forth in the Rules of Practice for Patent Cases, 37 CFR Part 1. (37 CFR 1.293(b)(4))
6. Enclose the fee set forth in 37 CFR 1.17(n) or (o) for requesting publication of a Statutory Invention Registration:

- ☐ A first Office Action has not been mailed in the above application, 37 CFR 1.17(n) _____ \$ _____
- ☒ A first Office Action has been mailed in the above application, 37 CFR 1.17(o) _____ \$ 1840
- Request fee \$ _____

MINUS BASIC FILING FEE, IF PREVIOUSLY PAID

- ☒ Basic filing fee for utility patent application set forth in 37 CFR 1.16(a); minus \$ - 750.00
- ☐ Basic filing fee for design patent application set forth in 37 CFR 1.16(f); or
- ☐ Basic filing fee for plant patent application set forth in 37 CFR 1.16(g)
- Minus basic filing fee \$ _____

Amount due \$ 1090.00

Payment charged to credit card _____ Form PTO-2038 is attached.

Amount enclosed by check or money order _____

Please charge Deposit Account No. 50-0958 the amount of \$ 1090.00. A duplicative copy of this form is attached.If payment of any additional fee is required for publication of the Statutory Invention Registration, charge such amount to Deposit Account No. 50-0958. A duplicative copy of this form is attached.

* Where this request is submitted at the time the application is filed, the filing fee is included in the fee.

(Page 1 of 2)

This collection of information is required by 35 U.S.C. 157. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 24 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2

PTO/SB/04 (09-04)

Approved for use through 04/30/2008. OMB 0651-0036

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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- B. For printing of the Statutory Invention Registration front page, if desired, list below the name(s) of not more than 3 registered patent attorneys and agents OR alternatively, the name of a firm having as a member a registered patent attorney or agent. If no name is listed below, no name will be printed on the Statutory Invention Registration.

Steven W. CrabbThe United States of America

- C. Name of assignee, if any, for printing on the Statutory Invention Registration as represented by the Secretary of the Navy

Address (City and State or Country) Washington D.C.

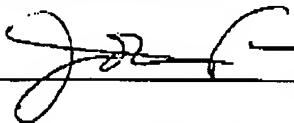
State of incorporation, if assignee is a corporation _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

The party or parties signing this form are:

☒ attorney or agent of record. Registration Number 29,378

☐ applicant(s) and any assignee



Signature(s) (37 CFR 1.293(a))

JOHN FORREST

Typed or Printed Name(s)

29,378

Registration Number, if applicable

301 227-1835

Telephone Number



MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

NAVAL SURFACE WARFARE CENTER, CARDEROCK FINA
JOHN FORREST (CODE 004)
9500 MACARTHUR BLVD.

WEST BETHESDA MD 20817-5700

Under Secretary of Commerce for Intellectual Property and
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DATE POSTED MO. DAY YR.	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
10 13 04	3	60616843	✓ 96,136	1005	160.00	88015.00
10 13 04	157	10960718	✓ 96,092	1001	790.00	87225.00
10 15 04	10	10617445	✓ 84,512	1805	1090.00	86135.00
10 25 04	5	10175532	✓ 82,087	1251	110.00	86025.00
10 28 04	11	10457701	✓ 83,200	1501	1370.00	84655.00
10 28 04	12	10457701	✓ 83,200	8001	30.00	84625.00
10 29 04	161	10975120	✓ 96,133	1001	790.00	83835.00
10 29 04	164	10975125	✓ 83,400	1001	790.00	83045.00
10 29 04	165	10975125	✓ 83,400	1202	126.00	82919.00
10 29 04	167	10975114	✓ 96,586	1001	790.00	82129.00
10 29 04	170	10975112	✓ 96,573	1001	790.00	81339.00
10 29 04	171	10975111	✓ 96,149	1001	790.00	80549.00
10 29 04	187	10750634	✓ 96,003	8021	40.00	80509.00
10 29 04	191	10960718	✓ 96,092	8021	40.00	80469.00
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT			OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
			88175.00	7706.00	0.00	80469.00